

E-FILED - 7/23/07

1	UNITED STATES OF AMERICA,)	No. CR 06-00195 RMW
2)	
3	Plaintiff,)	
4	v.)	STIPULATION AND [] ORDER
5	THUY PHUOC DINH,)	CONTINUING HEARING DATE AND
6	a/k/a Pierre Dinh,)	EXCLUDING TIME FROM THE SPEEDY
7)	TRIAL ACT CALCULATION (18 U.S.C. §§
8	Defendant.)	3161(h)(8)(A) & 3161(h)(8)(B)(iv))
9)	

10 The undersigned parties respectfully request that the status hearing currently scheduled
 11 for July 5, 2007 be continued to July 12, 2007 at 2:00 p.m. The reason for the continuance is
 12 that Assistant United States Attorney Susan Knight will be out of town on a family vacation.
 13 The parties also request an exclusion of time under the Speedy Trial Act from July 5, 2007 to
 14 July 12, 2007. The parties agree and stipulate that an exclusion is appropriate based upon
 15 continuity of government counsel and effective preparation of defense counsel. The government
 16 is in the process of providing defense counsel with additional discovery, and the continuance
 17 will afford him an opportunity to review it.

SO STIPULATED.

SCOTT N. SCHOOLS
United States Attorney

DATED: _____

_____/s/
SUSAN KNIGHT
Assistant United States Attorney

DATED: _____

_____/s/
DOUGLAS L. RAPPAPORT
Counsel for Mr. Pierre Dinh


23 Accordingly, the Court HEREBY ORDERS that the status hearing scheduled for July 5,
 24 2007 is continued to July 12, 2007 at 2:00 p.m.

25 The Court FURTHER ORDERS that the time between July 5, 2007 and July 12, 2007 is
 26 excluded under the Speedy Trial Act. The Court finds that the failure to grant the requested
 27 continuance would deny the defendant effective preparation of defense counsel and continuity of
 28 defense counsel. The Court finds that the ends of justice served by granting the requested

1 continuance outweigh the best interest of the public and the defendant in a speedy trial and in the
2 prompt disposition of criminal cases. The Court therefore concludes that this exclusion of time
3 should be made under 18 U.S.C. §§ 3161(h)(8)(A) and 3161(h)(8)(B)(iv).

4 IT IS SO ORDERED.

5
6 7/23/07
7 Dated


8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
RONALD M. WHYTE
United States District Judge